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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	ATTY'S DKT: OFIR 1
OFIR)	
)	
)	
Appln. No.: 09/863,873)	
)	Washington, D.C.
Filed: May 24, 2001)	
)	October 16, 2001
For: METHOD FOR PERFORMING...)	
)	Attn: PETITIONS

REQUEST TO WITHDRAW ERRONIOUS REQUIREMENT FOR MISSING FIGURES

Honorable Commission of Patents
Washington D.C. 20231

Sir:

Applicant is in receipt of the Notice To File Missing Parts of Nonprovisional Application, mailed August 14, 2001, which states in a second part thereof, indicates that Figures 3 and 4 are missing.

It is respectfully submitted that these papers were originally filed with the application on May 24, 2001. As evidence of said filing, attached please find a copy of the return postcard date-stamped by the PTO Mail Room as having been timely received by the PTO on May 24, 2001, along with a copy of the first page of the transmittal letter of May 24, 2001, both of which indicate that the application was filed with 7 drawing sheets, containing figures 1-8.

As it appears that the presently missing drawing Figures 3 and 4 were somehow separated from the file after receipt by the PTO, copies of these figures are attached herewith.

In view of the above evidence, it is clear that the presently missing pages were originally filed. Indeed, the postcard by itself should be sufficient, as MPEP Section 503 states:

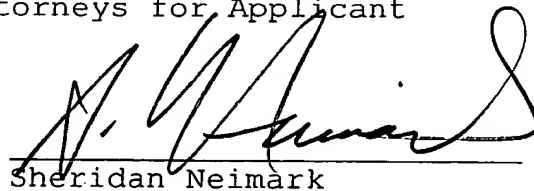
A postcard receipt which itemizes and properly identifies the papers which are being filed serves as *prima facie* evidence of receipt of the PTO of all items listed there on the date stamped thereon by the PTO.

No petition fee should be required. However, if a fee is due under 37 CFR 1.17(h) or other rule, it is respectfully requested that such fee be charged to the deposit account of the undersigned (02-4035).

In a first part of said Notice to File Missing Parts, it is stated that the basic filing fee, additional claim fees, oath or declaration and late declaration surcharge are missing. The missing documents with regard to the first part of the August 14, 2001, notice will be submitted under separate cover at a later date.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant

By



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F:\,C\ohn\Ofir1\Pto\petition to accept papers.doc

1 of 2

FILED: MAY 24, 2001

APPLICANT(S): Amiram Ofr

THE PATENT AND TRADEMARK OFFICE STAMP HEREON
ACKNOWLEDGES RECEIPT OF THE ABOVE-IDENTIFIED
APPLICATION, INCLUDING THE FOLLOWING PAPERS:

☐ FEES \$ _____ (CH. # _____)

☒ NEW APPLICATION TRANSMITTAL LETTER

- ☒ ORIGINAL NON-PROVISIONAL UTILITY
- ☐ CONTINUATION-IN-PART (37 CFR §1.53(b))
- ☐ CONTINUATION (37 CFR §1.53(b))
- ☐ DIVISIONAL (37 CFR §1.53(b))
- ☐ DESIGN
- ☐ PLANT
- ☐ PROVISIONAL

☒ SPECIFICATION AND CLAIMS (20 pages)

☒ DRAWINGS (7 sheets; 1-8 figures)

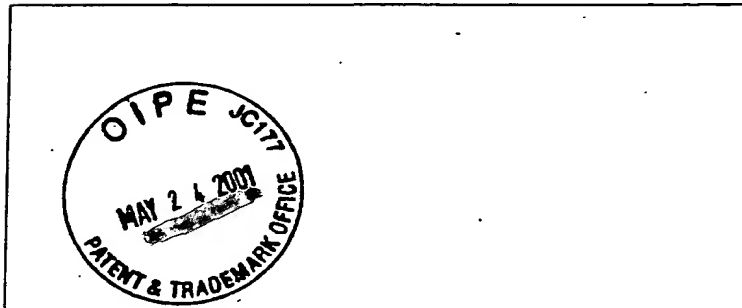
☐ SEQUENCE LISTING ☐ WITH DISK

☐ DECLARATION (_____ pages)

☐ SMALL ENTITY STATEMENT(S) (_____ pages)

DOCKET NO.: OFIR 1

[PARENT CASE: _____]



☐ INFORMATION DISCLOSURE STATEMENT (_____ pages)

☐ FORM 1449 (_____ pages)

☐ _____ PATENTS AND/OR PRINTED PUBLICATIONS

☐ PRELIMINARY AMENDMENT

☐ SUPPLEMENTAL PRELIMINARY AMENDMENT

☐ OTHER AMENDMENT

☐ _____ PRIORITY DOCUMENT(S) NO. _____

☐ OTHER _____

#3

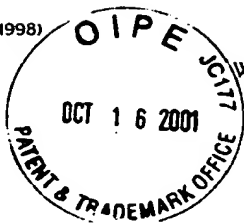
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E-MAIL
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PATENT AGENT
ALLEN C. YUN, PH.D.

Re: New Patent Application in U.S.
Applicant: Amiram OFIR
Title: METHOD FOR PERFORMING ON BEHALF OF A REGISTERED USER AN ...
Atty's Docket: OFIR1

Sir:

Attached herewith is the above-identified application for Letters Patent including:

- ☒ Application Data Sheet
- ☒ Specification (12 pages), claims (8 pages) and abstract (1 page)
- ☒ 7 Sheets Drawings (Figures 1-8)
- ☒ **FORMAL** ☐ Informal
- ☒ The inventors of this application are:
Amiram OFIR - Jerusalem, Israel
- ☐ Information Disclosure Statement with SB/08A and ___ references
- ☒ Return Receipt Postcard (in duplicate)

The following statements are applicable:

- ☐ Applicant hereby requests that this application **not** be published pursuant to 35 U.S.C. §122(a). It is certified on behalf of applicant that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing.
- ☒ Applicant claims small entity status. See 37 C.F.R. §1.27.
- ☐ The benefit under 35 USC §119 is claimed of the filing date of:
Application No. _____ in _____ on _____. A certified copy of said priority document ☐ is attached ☐ was filed in progenitor case _____ on _____.
- ☐ The present application claims the benefit of U.S. Provisional Appln. No. 60/_____, filed _____.
- ☐ The present application is a ☐ Continuation ☐ Division ☐ Continuation-in-Part of prior Application No. _____, filed _____. Although this application is stated to be a CIP, applicant does not concede that any matter is presented in this application which is not present in the parent.
- ☐ Amend the specification by inserting before the first line the sentence:
 - ☐ --This is a continuation / division / continuation-in-part of copending parent application No. _____, filed _____--
 - ☐ --The present application claims the benefit of U.S. Provisional Appln. No. 60/_____, filed _____--
 - ☐ --The present application is the national stage under 35 U.S.C. §371 of international application _____ which designated the United States[, which international application was published under PCT Article 21(2) in English].--